

Senate File 291 - Introduced

SENATE FILE 291
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SSB 1203)

A BILL FOR

1 An Act relating to workforce training programs and making
2 appropriations.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

FY 2013-2014 WORKFORCE TRAINING PROGRAM APPROPRIATIONS

Section 1. DEPARTMENT OF EDUCATION. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. COMMUNITY COLLEGES.

a. For deposit in the statewide work-based learning intermediary network fund created pursuant to section 256.40, subsection 1:

..... \$ 3,000,000

b. For deposit in the workforce training and economic development funds created pursuant to section 260C.18A:

..... \$ 15,500,000

c. For deposit in the pathways for academic career and employment fund established pursuant to section 260H.2, subsection 2:

..... \$ 5,000,000

d. For distribution to community colleges for the purposes of administering, providing test materials, scoring of examinations, and issuance of high school equivalency diplomas under chapter 259A; administering adult basic education programs; and implementing an adult literacy for the workforce in Iowa program administered by the department of education:

..... \$ 5,350,000

The moneys appropriated in this paragraph "d" shall be allocated pursuant to the formula established in section 260C.18C.

e. For distribution of grants to be awarded to community colleges for the purpose of adult basic education programs for students requiring instruction in English as a second language:

..... \$ 2,000,000

The department shall establish an application process and criteria to award grants pursuant to this paragraph "e" to

1 community colleges. The criteria shall be based on need for
 2 instruction in English as a second language in the region
 3 served by each community college as determined by factors
 4 including data from the latest federal decennial census and
 5 outreach efforts to determine regional needs.

6 2. ADULT LITERACY FOR THE WORKFORCE IN IOWA PROGRAM.

7 For implementation of an adult literacy for the workforce in
 8 Iowa program and related leadership activities:

9 \$ 150,000

10 Sec. 2. WORKFORCE DEVELOPMENT FUND. There is appropriated
 11 from the workforce development fund account established in
 12 section 15.342A to the workforce development fund created in
 13 section 15.343 for the fiscal year beginning July 1, 2013, and
 14 ending June 30, 2014, the following amount, for purposes of the
 15 workforce development fund:

16 \$ 6,000,000

17 DIVISION II

18 WORKFORCE TRAINING PROGRAMS

19 Sec. 3. Section 15.342A, Code 2013, is amended to read as
 20 follows:

21 15.342A Workforce development fund account.

22 A workforce development fund account is established in the
 23 office of the treasurer of state under the control of the
 24 authority. The account shall receive funds pursuant to section
 25 422.16A up to a maximum of ~~four~~ six million dollars per year.
 26 The account shall also receive funds pursuant to section 15.251
 27 with no dollar limitation.

28 Sec. 4. Section 15.343, subsection 2, paragraphs a and d,
 29 Code 2013, are amended by striking the paragraphs.

30 Sec. 5. Section 15.343, subsection 3, paragraph a, Code
 31 2013, is amended to read as follows:

32 a. ~~Three~~ Five million dollars shall be used for purposes
 33 provided in section 260F.6.

34 Sec. 6. Section 256.40, Code 2013, is amended to read as
 35 follows:

1 **256.40 Statewide work-based learning intermediary network —**
 2 **fund — steering committee — regional networks.**

3 1. A statewide work-based learning intermediary network
 4 program is established in the department and shall be
 5 administered by the department. A separate, statewide
 6 work-based learning intermediary network fund is created in the
 7 state treasury under the control of the department. The fund
 8 shall consist of all moneys deposited in the fund, including
 9 any moneys appropriated by the general assembly and any other
 10 moneys available to and obtained or accepted by the department
 11 from federal or private sources for purposes of the program.
 12 Notwithstanding section 8.33, moneys in the fund at the end
 13 of a fiscal year shall not revert to the general fund of the
 14 state. Notwithstanding section 12C.7, subsection 2, interest
 15 or earnings on moneys in the fund shall be credited to the
 16 fund.

17 2. The purpose of the program shall be to ~~build a seamless~~
 18 ~~career, future workforce, and economic development system in~~
 19 ~~Iowa to accomplish all of the following~~ prepare students for
 20 the workforce by connecting business and the education system
 21 and offering relevant, work-based learning activities to
 22 students and teachers. The program shall:

23 a. Better prepare students to make informed postsecondary
 24 education and career decisions.

25 b. Provide communication and coordination in order to build
 26 and sustain relationships between employers and local youth,
 27 the education system, and the community at large.

28 c. Connect students to local career opportunities, creating
 29 economic capital for the region using a skilled and available
 30 workforce.

31 ~~d. Facilitate the sharing of best practices statewide by~~
 32 ~~business and education leaders.~~

33 ~~e.~~ d. Provide a one-stop contact point for information
 34 useful to both educators and employers, including ~~a state-level~~
 35 ~~clearinghouse for~~ information on internships, job shadowing

1 experiences, and other workplace learning opportunities
 2 ~~for students that are linked to the state's economic goals~~
 3 students, particularly related to science, technology,
 4 engineering, or mathematics occupations or targeted industries
 5 as defined in section 15.102.

6 ~~f. Implement services for all students, staff, and districts~~
 7 ~~within the region and integrate workplace skills into the~~
 8 ~~curriculum.~~

9 e. Integrate services provided through the program with
 10 other career exploration-related activities such as the
 11 student core curriculum plan and the career information and
 12 decision-making system developed and administered under section
 13 279.61, where appropriate.

14 f. Facilitate the attainment of portable credentials of
 15 value to employers such as the national career readiness
 16 certificate, where appropriate.

17 g. Develop work-based capacity with employers.

18 ~~h. Improve the skills of Iowa's future workforce.~~

19 ~~i.~~ h. Provide core services, which may include student job
 20 shadowing, student internships, and teacher or student tours.

21 3. The department shall establish and facilitate a steering
 22 committee comprised of representatives from the department of
 23 workforce development, the economic development authority,
 24 the community colleges, the institutions under the control of
 25 the state board of regents, accredited private institutions,
 26 area education agencies, school districts, and the workplace
 27 learning connection. The steering committee shall be
 28 responsible for the development and implementation of the
 29 statewide work-based learning intermediary network.

30 4. The steering committee shall develop a design for a
 31 statewide network comprised of fifteen regional work-based
 32 learning intermediary networks. The design shall include
 33 network specifications, strategic functions, and desired
 34 outcomes. The steering committee shall recommend program
 35 parameters and reporting requirements to the department.

1 5. Each regional network shall establish an advisory
 2 council to ~~develop and implement~~ provide advice and assistance
 3 to the regional network. The advisory council shall include
 4 representatives of business and industry and shall meet at
 5 least annually.

6 6. Each regional network or consortium of networks shall
 7 annually submit a work-based learning plan to the department.
 8 Each plan shall include provisions to provide core services
 9 referred to in subsection 2, paragraph "h", to all school
 10 districts within the region and for the integration of job
 11 shadowing and other work-based learning activities into
 12 secondary career and technical education programs.

13 ~~6.~~ 7. a. Funds ~~Moneys~~ deposited in the statewide
 14 work-based learning intermediary network fund created in
 15 subsection 1 shall be distributed annually to each region
 16 for the implementation of the statewide work-based learning
 17 intermediary network ~~based upon the distribution of the~~
 18 ~~kindergarten through grade twelve student enrollments in each~~
 19 ~~region. The amount shall not exceed three dollars per student~~
 20 upon approval by the department of the region's work-based
 21 learning plan submitted pursuant to subsection 6.

22 b. If the balance in the statewide work-based learning
 23 intermediary network fund on July 1 of a fiscal year is one
 24 million five hundred thousand dollars or less, the department
 25 shall distribute moneys in the fund to regions or consortium
 26 of regions on a competitive basis. If the balance in the
 27 statewide work-based learning intermediary network fund on July
 28 1 of a fiscal year is greater than one million five hundred
 29 thousand dollars, the department shall distribute one hundred
 30 thousand dollars to each region and distribute the remaining
 31 moneys pursuant to the formula established in section 260C.18C.

32 ~~7.~~ 8. The department shall provide oversight of the
 33 statewide work-based learning intermediary network ~~and shall~~
 34 ~~annually evaluate the statewide and regional network progress~~
 35 ~~toward the outcomes identified by the steering committee~~

1 ~~pursuant to subsection 4.~~ The department shall require each
 2 region to submit an annual report on its ongoing implementation
 3 of the statewide work-based learning intermediary network
 4 program to the department.

5 ~~8.~~ 9. Each regional network shall match the ~~funds~~ moneys
 6 received pursuant to subsection ~~6~~ 7 with financial resources
 7 equal to at least twenty-five percent of the amount of
 8 the ~~funds~~ moneys received pursuant to subsection ~~6~~ 7. The
 9 financial resources used to provide the match may include
 10 private donations, in-kind contributions, or public ~~funds~~
 11 moneys other than the ~~funds~~ moneys received pursuant to
 12 subsection ~~6~~ 7.

13 10. The state board of education shall adopt rules under
 14 chapter 17A for the administration of this section.

15 Sec. 7. Section 260C.18A, subsection 2, paragraph e, Code
 16 2013, is amended by striking the paragraph.

17 Sec. 8. Section 260F.6, subsection 2, Code 2013, is amended
 18 to read as follows:

19 2. To provide funds for the present payment of the costs
 20 of a training program by the business, the community college
 21 may provide to the business an advance of the moneys to be used
 22 to pay for the program costs as provided in the agreement.
 23 To receive the funds for this advance from the job training
 24 fund established in subsection 1, the community college shall
 25 submit an application to the economic development authority.
 26 The amount of the advance shall not exceed ~~twenty-five~~ fifty
 27 thousand dollars for any business site, or ~~fifty~~ one hundred
 28 thousand dollars within a three-fiscal-year period for any
 29 business site. If the project involves a consortium of
 30 businesses, the maximum award per project shall not exceed
 31 fifty one hundred thousand dollars. Participation in a
 32 consortium does not affect a business site's eligibility for
 33 individual project assistance. Prior to approval a business
 34 shall agree to match program amounts in accordance with
 35 criteria established by the authority.

1 Sec. 9. Section 260H.2, Code 2013, is amended to read as
2 follows:

3 **260H.2 Pathways for academic career and employment program**
4 **— fund.**

5 1. A pathways for academic career and employment program
6 is established to provide funding to community colleges for
7 the development of projects in coordination with the economic
8 development authority, the department of education, the
9 department of workforce development, regional advisory boards
10 established pursuant to section 84A.4, and community partners
11 to implement a simplified, streamlined, and comprehensive
12 process, along with customized support services, to enable
13 eligible participants to acquire effective academic and
14 employment training to secure gainful, quality, in-state
15 employment.

16 2. a. A pathways for academic career and employment fund
17 is created for the community colleges in the state treasury to
18 be administered by the department of education. The moneys
19 in the pathways for academic career and employment fund are
20 appropriated to the department of education for the pathways
21 for academic career and employment program.

22 b. The aggregate total of grants awarded from the pathways
23 for academic career and employment fund during a fiscal year
24 shall not be more than five million dollars.

25 c. Moneys in the fund shall be allocated pursuant to the
26 formula established in section 260C.18C. Notwithstanding
27 section 8.33, moneys in the fund at the close of the fiscal
28 year shall not revert to the general fund of the state but
29 shall remain available for expenditure for the purpose
30 designated for subsequent fiscal years. Notwithstanding
31 section 12C.7, subsection 2, interest or earnings on moneys in
32 the fund shall be credited to the fund.

33 Sec. 10. Section 260H.3, subsection 1, paragraph b, Code
34 2013, is amended to read as follows:

35 b. Persons earning incomes at or below two hundred fifty

1 percent of the federal poverty level as defined by the most
2 recently revised poverty income guidelines published by the
3 United States department of health and human services.

4 Sec. 11. Section 260H.4, subsection 2, paragraph b, Code
5 2013, is amended by adding the following new subparagraph:

6 NEW SUBPARAGRAPH. (5) Any other industry designated as
7 in-demand by a regional advisory board established pursuant to
8 section 84A.4.

9 Sec. 12. Section 260H.4, subsection 2, paragraph c, Code
10 2013, is amended by striking the paragraph.

11 Sec. 13. NEW SECTION. 260H.7A **Pathway navigators.**

12 1. A community college may use moneys for the pathways
13 for academic career and employment program to employ pathway
14 navigators to assist students applying for or enrolled in
15 eligible pathways for academic career and employment projects.

16 2. Pathway navigators shall provide services and support
17 to aid students in selecting pathways for academic career and
18 employment projects that will result in gainful, quality,
19 in-state employment and to ensuring students are successful
20 once enrolled in pathways for academic career and employment
21 projects. Services the pathway navigators may provide include
22 but are not limited to the following:

23 a. Interviewing and selecting students for enrollment in
24 pathways for academic career and employment projects.

25 b. Assessing students' skills, interests, and previous
26 academic and work experience for purposes of placement in
27 pathways for academic career and employment projects.

28 c. Working with students to develop academic and career
29 plans and to adjust such plans as needed.

30 d. Assisting students in applying for and receiving
31 resources for financial aid and other forms of tuition
32 assistance.

33 e. Assisting students with the admissions process, remedial
34 education, academic credit transfer, meeting assessment
35 requirements, course registration, and other procedures

1 necessary for successful completion of pathways for academic
2 career and employment projects.

3 *f.* Assisting in identifying and resolving obstacles to
4 students' successful completion of pathways for academic career
5 and employment projects.

6 *g.* Connecting students with useful college resources
7 or outside support services such as access to child care,
8 transportation, and tutorial assistance, as needed.

9 *h.* Maintaining ongoing contact with students enrolled
10 in pathways for academic career and employment projects and
11 ensuring students are making satisfactory progress toward the
12 successful completion of projects.

13 *i.* Providing support to students transitioning from remedial
14 education, short-term training, and classroom experience to
15 employment.

16 *j.* Coordinating activities with community-based
17 organizations that serve as key recruiters for pathways for
18 academic career and employment projects and assisting students
19 throughout the recruitment process.

20 *k.* Coordinating adult basic education services.

21 Sec. 14. NEW SECTION. **260H.7B Regional industry sector**
22 **partnerships.**

23 1. A community college may use moneys for the pathways for
24 academic career and employment program to provide staff and
25 support for the development and implementation of regional
26 industry sector partnerships within the region served by the
27 community college.

28 2. Regional, industry sector partnerships may include but
29 are not limited to the following activities:

30 *a.* Bringing together representatives from industry sectors,
31 government, education, local workforce boards, community-based
32 organizations, labor, economic development organizations,
33 and other stakeholders within the regional labor market to
34 determine how pathways for academic career and employment
35 projects should address workforce skills gaps, occupational

1 shortages, and wage gaps.

2 *b.* Integrating pathways for academic career and employment
3 projects and other existing supply-side strategies with
4 workforce needs within the region served by the community
5 college.

6 *c.* Developing pathways for academic career and employment
7 projects that focus on the workforce skills, from entry level
8 to advanced, required by industry sectors within the region
9 served by the community college.

10 Sec. 15. Section 260I.4, subsection 6, Code 2013, is amended
11 to read as follows:

12 6. Eligibility for tuition assistance under this chapter
13 shall be limited to persons earning incomes at or below
14 two hundred fifty percent of the federal poverty level as
15 defined by the most recently revised poverty income guidelines
16 published by the United States department of health and human
17 services.

18 Sec. 16. Section 260I.5, Code 2013, is amended by adding the
19 following new subsection:

20 NEW SUBSECTION. 5. Costs of providing direct staff
21 support services including but not limited to marketing,
22 outreach, application, interview, and assessment processes.
23 Eligible costs for this purpose shall be limited to twenty
24 percent of any allocation of moneys to the two smallest
25 community colleges, ten percent of any allocation of moneys
26 to the two largest community colleges, and fifteen percent of
27 any allocation of moneys to the remaining eleven community
28 colleges. Community college size shall be determined based on
29 the most recent three-year rolling average full-time equivalent
30 enrollment.

31 Sec. 17. Section 422.16A, Code 2013, is amended to read as
32 follows:

33 **422.16A Job training withholding — certification and**
34 **transfer.**

35 Upon the completion by a business of its repayment

1 obligation for a training project funded under chapter
 2 260E, including a job training project funded under section
 3 15A.8 or repaid in whole or in part by the supplemental new
 4 jobs credit from withholding under section 15A.7 or section
 5 15E.197, the sponsoring community college shall report to
 6 the economic development authority the amount of withholding
 7 paid by the business to the community college during the
 8 final twelve months of withholding payments. The economic
 9 development authority shall notify the department of revenue
 10 of that amount. The department shall credit to the workforce
 11 development fund account established in section 15.342A
 12 twenty-five percent of that amount each quarter for a period
 13 of ten years. If the amount of withholding from the business
 14 or employer is insufficient, the department shall prorate the
 15 quarterly amount credited to the workforce development fund
 16 account. The maximum amount from all employers which shall be
 17 transferred to the workforce development fund account in any
 18 year is ~~four~~ six million dollars.

19 EXPLANATION

20 This bill relates to workforce training programs, including
 21 making appropriations for workforce training programs for
 22 fiscal year 2013-2014. The bill is organized into divisions.

23 FY 2013-2014 WORKFORCE TRAINING APPROPRIATIONS. The bill
 24 appropriates moneys from the general fund of the state to the
 25 department of education for deposit in the statewide work-based
 26 learning intermediary network fund established pursuant to Code
 27 section 256.40.

28 The bill appropriates moneys from the general fund of
 29 the state to the department of education for deposit in the
 30 workforce training and economic development funds created
 31 pursuant to Code section 260C.18A.

32 The bill appropriates moneys from the general fund of
 33 the state to the department of education for deposit in the
 34 pathways for academic career and employment fund established
 35 pursuant to Code section 260H.2.

1 The bill appropriates moneys from the general fund of
2 the state to the department of education for distribution
3 to community colleges for the purposes of administering,
4 providing test materials, scoring of examinations, and
5 issuance of high school equivalency diplomas under Code
6 chapter 259A; administering adult basic education programs;
7 and implementing an adult literacy for the workforce in Iowa
8 program administered by the department of education. The
9 bill appropriates moneys from the general fund of the state
10 to the department of education for distribution of grants to
11 be awarded to community colleges for the purpose of adult
12 basic education programs for students requiring instruction in
13 English as a second language. The bill requires the department
14 to establish an application process and criteria for the
15 awarding of grants and provides for certain required criteria.

16 The bill appropriates moneys from the general fund of the
17 state to the department of education for implementation of an
18 adult literacy for the workforce in Iowa program and related
19 leadership activities.

20 The bill appropriates moneys from the workforce development
21 fund account established pursuant to Code section 15.342A to
22 the workforce development fund created pursuant to Code section
23 15.343.

24 WORKFORCE TRAINING PROGRAMS. The bill increases the maximum
25 amount that can be transferred to the workforce development
26 fund account established pursuant to Code section 15.342A
27 for job training withholding moneys pursuant to Code section
28 422.16A relating to certain job training programs. The bill
29 provides that additional moneys in the workforce development
30 fund can be used for the purposes of job training under Code
31 chapter 260F. The bill makes changes relating to the purposes
32 for which moneys in the workforce development fund can be used.
33 The bill also increases the amount that a community college can
34 advance to a business or consortium of businesses to cover the
35 cost of job training under Code chapter 260F.

1 The bill makes various changes to the statewide work-based
2 learning intermediary network program under Code section
3 256.40, including modifying the purposes of the program and
4 the duties of the steering committee, regional networks, and
5 regional advisory councils for the program; establishing
6 requirements for the distribution of funds in the statewide
7 work-based learning intermediary network fund; establishing
8 annual planning and reporting requirements; and establishing
9 rulemaking authority for the program.

10 The bill makes various changes to the pathways for academic
11 career and employment program under Code chapter 260H. The
12 bill establishes a pathways for academic career and employment
13 fund in the state treasury for the community colleges to be
14 administered by the department of education. Moneys in the
15 fund shall be allocated pursuant to the formula established
16 in Code section 260C.18C. The bill makes changes relating
17 to eligibility criteria for the program. The bill provides
18 that funds for the program can be used by community colleges
19 to employ pathway navigators to provide various services to
20 aid students in selecting pathways for academic career and
21 employment projects that will result in gainful, quality,
22 in-state employment and to ensure students are successful once
23 enrolled in such projects. The bill provides that funds for
24 the program can be used by community colleges to establish
25 regional industry sector partnerships. Partnerships may
26 include various activities to further the ability of pathways
27 for academic career and employment projects to meet the
28 workforce needs of industry sectors within the region served
29 by a community college.

30 The bill makes changes to the gap tuition assistance program
31 under Code chapter 260I. The bill modifies eligibility
32 criteria for the program and costs eligible for coverage by
33 tuition assistance under the program.